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4

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:
February 12, 2002

Phyllis W. Anderson
Phyllis W. Anderson

2/12/02

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Sheng Li

Application No.: 09/909,542

Filed: 07/19/01

For: Reducing the Impact of Data Packet
Loss

Examiner:

Art Group: 2661

RECEIVED

MAR 04 2002

OFFICE OF PETITIONS

PETITION FOR CORRECTION OF FILING DATE
PURSUANT TO 37 C.F.R. 1.10(d)

Office of Petitions
Assistant Commissioner for Patents
Washington, DC 20231-9998

Sir:

Applicant petitions to correct the filing date accorded the above referenced application.

1. This petition is being filed promptly after Applicant's attorney received the response to request for corrected filing receipt was mailed and became aware the Patent Office has accorded, or will accord a filing date other than the United States Postal Service ("USPS") notation.

2. The number of the "Express Mail Post Office to Addressee" mailing label, "EL837012912US," was placed on the instant application papers that constitute the correspondence prior to the original mailing by "Express Mail." Attached hereto as Exhibit "A," is a true and correct copy of the Application, including the coversheet containing the express mail label "EL83720912US."

3. The "Express Mail" receipt, a true and correct copy of which is attached


hereto as Exhibit "B," shows thereon the "date-in" as July 17, 2001. However, the postmark stamped on the receipt is dated July 19, 2001. It is respectfully submitted that the postmark stamp constitutes "other official notation entered by the USPS,..." pursuant to 37 C.F.R. §1.10(d). Further, the date of deposit was September 19, 2001 as evidenced by the attached Express Mail Deposit Request form attached hereto as Exhibit "C." The Express Mail Deposit Request form is part of the express mail log system maintained in the ordinary course of business by this firm for Patent and Trademark Office filings. This log entry was made on July 20, 2001 or, within one business day of the deposit of the correspondence on July 19, 2001 as "Express Mail Post Office to Addressee." as required by 37 C.F.R. 1.10 (d)(3).

Applicant believes that it has shown that the deposit date of correspondence relating to the instant Application as Express Mail Post Office to Addressee, Express Mail Label No. "EL827201912US," was July 19, 2001 and requests that the filing date of July 19, 2001 be accorded this Application. If there are any fees associated with this request, please charge them to Account No 02-2666. An extra copy of the Fee Transmittal is enclosed for Deposit Account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: February 12, 2002
12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025
(858) 457-0022



Samuel S. Lee, Attorney
Reg. No. 42,791

**COPY OF PAPERS
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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Please type a plus sign (+) inside the box

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**PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 3442P015

First Inventor Sheng Li

Title REDUCING THE IMPACT OF DATA PACKET LOSS

Express Mail Label No. EL837201912US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 14]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the invention
 - Brief Summary of the invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 6]
5. Oath or Declaration [Total Pages 3]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. § 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122 (if applicable)
Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: certificate of mailing by express mail.....

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18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:
- ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____
- Prior application Information: Examiner _____ Group/Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

☒ Customer Number of Bar Code Label



08791

PATENT TRADEMARK OFFICE

(Insert Customer No. or Attach bar code label here)

or ☐ Correspondence address below

Name

Address

City

Country

State

Zip Code

Telephone

Fax

Name (Print/Type)

Samuel S. Lee

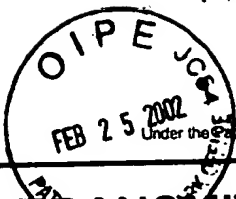
Registration No. (Attorney/Agent)

42,791

Signature

Date 07/19/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

COPY OF PAPERS
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.**FEE TRANSMITTAL**
for FY 2000

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) **830.00****Complete if Known**

Application Number	
Filing Date	
First Named Inventor	Sheng Li
Examiner Name	
Group/Art Unit	
Attorney Docket No.	3442P015

RECEIVED**MAR 04 2002****METHOD OF PAYMENT (check one)**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	02-2666
Deposit Account Name	Blakely, Sokoloff, Taylor & Zafman LLP

☒ Charge Any Additional Fee(s) Required Under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.☐ Applicant claims small entity status. See 37 CFR 1.27.

- 2.
- ☒
- Payment Enclosed:**

☒ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	710	201	355	Utility filing fee	710.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$) **710.00****2. EXTRA CLAIM FEES**

Total Claims	20	-	20**	=	0	X	18.00	=	
Independent Claims	4	-	3**	=	1	X	80.00	=	\$80.00
Multiple Dependent									

**or number previously paid, if greater. For Reissues, see below

Large Entity

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple Dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) **80.00****FEE CALCULATION (continued)****3. ADDITIONAL FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	*Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	*Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for response within first month	
116	390	216	195	Extension for response within second month	
117	890	217	445	Extension for response within third month	
118	1,390	218	695	Extension for response within fourth month	
128	1,890	228	945	Extension for response within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					
Other fee (specify) _____					
* Reduced by Basic Filing Fee Paid					
SUBTOTAL (3) (\$) 40.00					

Complete (if applicable)**SUBMITTED BY**Name (Print/Type) **Samuel S. Lee**Registration No.
(Attorney/Agent)**42,791**

Telephone

(858) 457-0022

Signature

Date

07/19/01**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2039.**Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.
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Express Mail Deposit Request

Client Number 003442 **Matter Number** P015
Client Name Presenter.com, Inc.
Matter Title DATA PACKET LOSS IMPACT REDUCTION -
UTILITY

Item New Patent Application

Remarks

Express Mail # EL837201912US

Sec. Initials PWA

Date Entered: 07/20/01

Deposit Personnel Use Only:

Name of Person Depositing EM Envelope: Priscilla Anderson

Date Deposited: 07/19/01

Time Deposited: 17:20

Deposit Location: Golden Triangle Post Office

Last Scheduled PickUp: 7:00 PM



POST OFFICE
TO ADDRESSEE



EL 837201912 US



ORIGIN (POSTAL USE ONLY)

PO ZIP Code 62192	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In 7.17.01 Mo. Day Year	<input type="checkbox"/> 12 Noon <input checked="" type="checkbox"/> 3 PM	Postage \$ 12.45
Time In 7:20 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 7.20 lbs. ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Official Initials HLC	Total Postage & Fees \$ 12.45

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